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10-2103713

PATENT APPLICATION

41
10/30 election

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Masami NIIMI et al.

Group Art Unit: 3713

Application No.: 09/950,057

Examiner: B. Nguyen

Filed: September 12, 2001

Docket No.: 111315

For: METHOD OF MANUFACTURING YOKE OF ROTARY ELECTRIC MACHINE

AMENDMENT OF INVENTORSHIP AND
RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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OCT 17 2003

Sir:

TECHNOLOGY CENTER R3700

In reply to the October 3, 2003 Election of Species Requirement, Applicants provisionally elect Species S1; Claims 1-5, with traverse.

It is respectfully submitted that the subject matter of all claims 1-14 is sufficiently related that a thorough search for the subject matter of any one species would encompass a search for the subject matter of the remaining species. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden.

See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Thus, withdrawal of the Election of Species Requirement is respectfully requested.

Further, on the basis of the elected species, inventorship of the elected species is amended to include only Masami Niimi, Hideki Ichikawa, Masahiro Takada and Akifumi Hosoya. Masahiro Katoh is not an inventor of the elected species.

Respectfully submitted,



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JAO:DAT/brc

Date: October 15, 2003

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